



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/926,154	12/26/2001	TAGAWA TOSHIKI	P21462

EXAMINER	
COUNTS GARY	

ART UNIT	PAPER NUMBER
1641	18

DATE MAILED:

INTERVIEW SUMMARY

All participants (applicant, applicant's representative, PTO personnel):

- (1) GARY COUNTS, Examiner (3) Arnold Turk, Attorney (M)
(2) Long Le, SPE (4)

Date of Interview 12/02/03

Type: ☐ Telephonic ☐ Televideo Conference ☒ Personal (copy is given to ☐ applicant ☒ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No If yes, brief description:

Agreement ☐ was reached. ☒ was not reached.

Claim(s) discussed:

Identification of prior art discussed: Buchler et al

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussion of Buchler reference. Examiner explained to Applicant that Buchler taught a microparticle with a ligand on its surface that would bind to a complex or a free form of Troponin. Applicant argued a plurality of ligands allowed for increased affinity. Examiner stated that number of ligands can be determined by optimization further Examiner stated that Buchler teaches the use of different AB.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

☐ It is not necessary for applicant to provide a separate record of the substance of the interview. ☒ Applicant agreed to amend claims to clearly define the ligand based complex and specify for both non-free & free target but by binding to the non-free but not free.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

Examiner Note: You must sign this form unless it is an attachment to another form.

Applicant argued premature final because of the use of Tagawa reference on claims 2 & 7. Examiner agreed to reconsider if Applicant brought up issue in response.